

Eliana Baraldi

ADVOGADOS

ARBITRATION

CORPORATE LITIGATION



ACADEMIC BACKGROUND

2022-Graduation with honors in Law from the Pontifical Catholic University of São Paulo PUC-SP

OTHERS

2024-Advanced Course - Managing Evidence in International Commercial Arbitration, ministered by Prof. Jeffrey Waincymer

2021-Course Técnicas de Advocacia: sofisticação, eficiência e organização, organizado pelo Curso Prático de Arbitragem (CPA)

2020-Course in Introduction to Arbitration, provided by GARB-USP

2019-Advanced Course in International Commercial Arbitration, ministered by Prof. Stefan Kröll

PRACTICE AREAS

Practice in dispute resolution, particularly in commercial, corporate, construction, infrastructure and energy disputes.

LANGUAGES

English
Spanish (basic)

CAIO HENRIQUE DE CAMPOS RAMOS

ELIANA BARALDI ADVOGADOS

LAWYER

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DESCRIPTION OF PROFESSIONAL PRACTICE

Represents clients in the resolution of complex disputes in arbitration and litigation proceedings

Acts as administrative secretary to arbitral tribunals

ASSOCIATIONS AND INSTITUTIONAL ACTIVITIES

– Coach of the Pontifical Catholic University of São Paulo student team in the Willem C. Vis International Commercial Arbitration Moot (2021 - 2022, 2022 - 2023, 2023 - 2024, 2024 - 2025).

– Coach of the Pontifical Catholic University of São Paulo student team in the Brazilian Competition for Arbitration and Business Mediation CAMARB (2021, 2022, 2023, 2024)

– Member of the Pontifical Catholic University of São Paulo student team in the 17th Willem C. Vis East International Commercial Arbitration Moot (2019-2020) and the 18th Willem C. Vis East International Commercial Arbitration Moot (2020-2021), both as speaker.

– Member of the Pontifical Catholic University of São Paulo student team in the 16th Willem C. Vis East International Commercial Arbitration Moot (2018-2019) as researcher.

– Member of the Pontifical Catholic University of São Paulo student team in the X Brazilian Arbitration and Business Mediation Competition CAMARB (2018) as a speaker.

EXAMPLES OF ARBITRAL PROCEEDINGS - ACTING AS COUNSEL

- Representation of partners in arbitration proceedings under CAMCA rules to determine assets, among other claims requests.
- Representing a company in the electricity sector in an FGV proceeding involving the termination of a purchase and sale of energy agreement.
- Representing a service provider in a multi-party FIESP/CIESP proceeding related to an M&A, involving redress for losses and damages, tort, price adjustment, earn outs and others.
- Representing a company in the infrastructure sector, an equipment manufacturer, in a CAM-CCBC arbitration concerning the supply of equipment for a wind farm, the application of penalties, out-of-scope services and early termination of the contract.
- Representing a minority shareholder in a CAM-CCBC multiparty arbitral proceedings on withdrawal, liquidation of company and determination of assets.

EXAMPLES OF NATIONAL COURTS PROCEEDINGS - ACTING AS COUNSEL

- Representing a construction company in connection with alleged breaches of a take-or-pay contract.
- Representing natural persons in third-party intervention whose property has been seized.

EXAMPLES OF ARBITRAL PROCEEDINGS – ACTING AS SECRETARY OF THE ARBITRAL TRIBUNAL

- Acting as secretary of the arbitral tribunal in proceedings under the CAM-CCBC rules related to the performance of obligations arising from a contract for the purchase and sale of assets and related technologies.
- Acting as secretary of the arbitral tribunal in proceedings under the CAMCA rules in relation to determination of assets.
- Acting as secretary of the arbitral tribunal in proceedings under the CIESP rules involving a request for the presentation of documents and compensation for damages resulting from alleged unlawful acts.
- Acting as secretary of the arbitral tribunal in proceedings under the CAM-CCBC rules involving mining rights.
- Acting as secretary of the arbitral tribunal in proceedings under the ICC rules involving a public administration body, economic and financial balance of the contract, as well as contractual

indemnities.

- Acting as secretary of the arbitral tribunal in proceedings under the CAM-CCBC rules involving an EPC contract and a reinsurance policy signed for the implementation of a small hydroelectric power plant (PCH).
- Acting as secretary of the arbitral tribunal in proceedings under the CAM-CCBC rules involving an agreement for the supply of industrial machines and features.
- Acting as secretary of the arbitral tribunal in proceedings under the CAM-CCBC rules involving an international financing agreement for import, supply, assembly and maintenance of equipment.

PUBLICATIONS

- *“Interação entre Arbitragem e Poder Judiciário na ação de execução de título executivo extrajudicial que contém cláusula compromissória”*. In: FINKELSTEIN, Cláudio (org). Direito e arbitragem: estudos acadêmicos, volume 3. Belo Horizonte; Arraes Editores, 2024, p. 173-196.
- *“The Future of Arbitration: The X CAM-CCBC Arbitration Congress”*. BARALDI, Eliana, SANTANA, Giovanna. VAZ, Paula Akemi Taba, RAMOS, Caio Henrique de Campos. 2024. Available in: <https://dailyjus.com/news/2024/02/the-future-of-arbitration-the-x-cam-ccbc-arbitration-congress>
- *“Drafting the arbitration agreement: the importance of express provision about the authority of the arbitral tribunal and the state courts”*. BARALDI, Eliana, SANTANA, Giovanna. VAZ, Paula Akemi Taba, RAMOS, Caio Henrique de Campos. 2023. Available in: <https://www.ibanet.org/drafting-arbitration-agreement-importance-express-provision>
- *“Infra Women Resolução de disputas em infraestrutura”*. Joint coordination by Eliana Baraldi, Helena Abdo, Ana Marcato e Cristina Mastrobuono; organization by Caio Henrique de Campos Ramos. 1. ed. Rio de Janeiro: Synergia, 2023.